

**BAL HARBOUR VILLAGE COUNCIL MEETING MINUTES**  
**SPECIAL MEETING – JUNE 4, 2013**

A Special Meeting of the Bal Harbour Village Council was held on Tuesday, June 4, 2013, at the Bal Harbour Village Hall Council Chambers (655 – 96<sup>th</sup> Street, Bal Harbour, Florida).

**1. CALL TO ORDER/ROLL CALL:** The meeting was called to order at 6:01 p.m. by Assistant Mayor Blachar. The following were present:

Assistant Mayor Joni D. Blachar  
Councilwoman Patricia Cohen  
Councilman Martin Packer  
Councilman Jaime M. Sanz

Absent: Mayor Jean Rosenfield

Jay R. Smith, Interim Village Manager  
Ellisa L. Horvath, MMC, Village Clerk  
Brett J. Schneider, Village Attorney

As a quorum was determined to be present, the meeting commenced.

Assistant Mayor Blachar reported that Mayor Rosenfield was not in attendance, because she was in the hospital.

**2. PLEDGE OF ALLEGIANCE:** The Pledge was led by Village resident Mr. Bloch.

**3. SELECTION OF EXECUTIVE SEARCH FIRM FOR VILLAGE MANAGER:** The Council previously heard presentations from Colin Baenziger and Associates and The Mercer Group, at the May 28, 2013 Council Meeting, to perform the search for the next Village Manager. Mr. Smith requested direction from the Council on which firm to engage.

Assistant Mayor Blachar spoke in favor of Mr. Stierheim's proposal to review the national applicants that had applied with the Town of Surfside, at no additional cost to the Village. Councilman Sanz spoke against looking at the Surfside resumes and in favor of starting over with a new company.

***Beth Berkowitz - 10160 Collins Avenue***, spoke in favor of hiring Colin Baenziger and Associates.

Assistant Mayor Blachar wanted the Council and public to be aware of Mr. Stierheim's proposal, which was at no additional cost to the Village.

***Brian Mulheren - 10245 Collins Avenue***, spoke in favor of hiring a new firm.

***Dina Cellini - 211 Bal Cross Drive***, spoke in favor of a new direction and requested that the firm selected understand the importance of involving the community in the process.

**Lynne Bloch-Mullen - 10150 Collins Avenue**, spoke in favor of hiring someone new.

Councilman Packer didn't want to spend the additional money, but after public input he spoke in favor of going with another firm.

Councilman Cohen spoke in favor of hiring another firm.

**A motion was offered by Councilman Packer and seconded by Councilwoman Cohen to hire Colin Baenziger and Associates.**

**Steve Greenberg - 9800 Collins Avenue**, clarified that the search would be national. The Council agreed, but noted that wouldn't limit a local person from being hired.

**Penny Sepler - 10275 Collins Avenue**, spoke in favor of hiring Colin Baenziger and Associates.

**Sean Baenziger, Colin Baenziger and Associates**, reported that Colin Baenziger would lead the search.

Councilman Packer requested that the proposed time schedule prepared by Village staff, or similar dates, be followed.

**The motion carried (4-0).**

Mr. Smith also requested approval for the Baenziger firm to conduct a search for a Finance Director.

Mr. Baenziger discussed the search process for a Finance Director, which would be provided at a discount. **It was the consensus of the Council for Mr. Smith to provide a proposed contract, at the June 18<sup>th</sup> Council meeting.**

It was clarified that the finalists from Merrett Stierheim's search would have to reapply, if they were interested.

Mr. Baenziger reviewed the background check process on the candidates, provided by the firm.

**4. DISCUSSION OF BUS SHELTER PAVERS: Peter Kunen – Village Engineer (Craig A. Smith and Associates)**, addressed the Council.

Mr. Smith reported that the Village had been granted the extension to complete the bus shelter project, through August 31st.

Mr. Smith requested input, to provide a shelter at the Bellini bus stop. The Council thought that a shelter was already scheduled for that location. Councilwoman Cohen spoke in favor of a shelter at the Bellini location. Mr. Kunen noted that an eighth shelter, for the Bellini, would be presented as a change order, at the June meeting. The Council discussed whether or not a shelter should be moved from another location to the Bellini location. Mr. Kunen spoke in favor of keeping the scheduled shelters and not removing any of them. He clarified that not every bus stop would have a bus shelter. He reviewed the location of the eight shelters (including the Bellini). He reported that the shelters would be 24 feet long,

except for at Harbour Way, which would have two 18-foot shelters (counted as one shelter). He clarified that new benches and trash receptacles would also be provided.

The Council discussed the cost of the shelters and the money to be received for the project from the St. Regis (\$50,000.00), Consultatio Development Agreement (\$100,000.00), and the Federal government (\$250,000.00 – with \$25,000.00 of that kept by them as an administrative fee). It was noted that the Village budgeted \$100,000.00 for the bus shelters.

**A motion was offered by Councilman Sanz and seconded by Councilman Packer to approve an additional shelter for the location at the Bellini, with the cost to be presented at the June Council Meeting.**

**Penny Sepler - 10275 Collins Avenue**, questioned how many of the bus stops did not have shelters. Assistant Mayor Blachar reported that all the bus stops had shelters.

**The motion carried (4-0).**

Mr. Kunen presented samples for the pavers, for the areas around the new shelters. He discussed the need to meet ADA regulations and the use of a sealer coat, to match the existing color better. Councilman Packer did not want the new pavers to look like a patch job. Mr. Kunen assured that the complete area would be done to avoid that, which he would oversee. Assistant Mayor Blachar requested that extra pavers be ordered, for the Village's future use. Mr. Kunen requested approval of the pavers, with the cost to be provided in the shelter change order, at the June Council meeting. Councilman Sanz requested that the old pavers that were removed be used to replace ones needed in other areas. Mr. Kunen agreed to do so. Councilwoman Cohen requested that the two areas be repaired that are missing the pavers now (with the saved old ones).

**A motion was offered by Councilman Packer and seconded by Councilman Sanz to proceed with the pavers. The motion carried (4-0).**

## **5. REQUEST FOR RATIFICATION OF BUDGET COMMITTEE**

**MEMBER APPOINTMENT:** Per the Council's direction, Councilman Packer provided the name of Raj Singh, as the fifth member of the Budget Committee.

**Raj Singh – 53 Camden Drive**, agreed to serve on the Committee, at Councilman Packer's request.

**A motion was offered by Councilman Sanz and seconded by Councilman Packer, to ratify Councilman Packer's appointment of Raj Singh, to the Budget Committee. The motion carried (4-0).**

## **6. DISCUSSION OF POLICE RETIREMENT BOARD POSITION:**

Assistant Mayor Blachar explained that the term of Daniel Gold would end this month and he had expressed interest in serving another two-year term on the Board.

Councilman Packer suggested that the position on the Board be published (via postcard, etc.) to solicit resumes, since Mr. Gold would be leaving the Village, if his house was sold.

Mr. Smith will provide a letter in the hurricane newsletter, regarding the available position.

**Beth Berkowitz – 10160 Collins Avenue**, expressed interest in serving on the Board.

The Council discussed whether or not to advertise, since someone was interested in serving, who was present.

**A motion was offered by Councilman Packer and seconded by Councilman Sanz, to appoint Beth Berkowitz to the Police Retirement Board, at the conclusion of Mr. Gold's term.**

**Doug Rudolph - 212 Bal Bay Drive**, spoke in favor of consistency in the way that the Committees were appointed. He noted that there may be more people that were interested in serving, who were not in attendance.

**Councilman Packer withdrew his motion. Councilman Sanz withdrew his second to the motion.**

**A motion was offered by Councilman Packer and seconded by Councilwoman Cohen, to advertise the position on the Police Retirement Board.**

Councilwoman Cohen discussed the need to have a better way to communicate/advertise to the residents. She suggested that a letter be sent out explaining what the Police Board did, etc.

Mr. Smith distributed the proposed letter regarding the positions available on the Gated Residential Section Advisory Committee. He will also provide another letter for the position available on the Police Board.

Assistant Mayor Blachar requested that discussion of the Village Newsletter be placed on the next Council Agenda.

Councilwoman Cohen will provide comments to Mr. Smith, regarding the letter for the positions available on the Gated Residential Section Advisory Committee.

**Anamarie Stoppa - 77 Camden Drive**, agreed with consistency and spoke in favor of appointing Ms. Berkowitz, to follow what was done for the appointments to the Budget Committee (at a Council meeting without advertising).

**Steve Greenberg - 9800 Collins Avenue**, spoke in favor of advertising, through the Condominium Presidents, and using a yellow paper for posting at the buildings. He discussed the need to improve Channel 77 (Village Information Channel).

**The motion carried (4-0).**

**7. DISCUSSION OF AUDIO/VIDEO EQUIPMENT FOR COUNCIL CHAMBER:** Councilwoman Cohen spoke in favor of better equipment, including video, Skype, conferencing, etc. Councilman Packer discussed showing the Council meetings online. Councilwoman Cohen spoke in favor of doing so. Assistant Mayor Blachar spoke against having video of the meetings online. Councilman Sanz spoke against showing the meetings online, at this moment.

**Brian Mulheren - 10245 Collins Avenue**, spoke in favor of a new system, including teleconferencing, Skype, online video, etc.

Mr. Smith reported that the cost for providing audio/video on the Village's web site was \$11,695.00. He also received a proposal from Sound Performance (\$25,000.00), for the items discussed by Councilwoman Cohen.

Assistant Mayor Blachar suggested an improved audio and teleconferencing system.

Councilwoman Cohen suggested that a proposal be received, for further discussion.

**Lynne Bloch-Mullen - 10150 Collins Avenue**, spoke in favor of showing the meetings online, to encourage more community participation.

**Dina Cellini - 211 Bal Cross Drive**, agreed that the audio/visual needed to be improved and spoke in favor of providing video of the meetings online.

Councilman Sanz was not against discussing the issue, but requested more information.

Assistant Mayor Blachar spoke against providing video of the meetings online.

Mr. Smith will provide prices for discussion, at another meeting.

## **8. OTHER BUSINESS:**

### **Public Comment:**

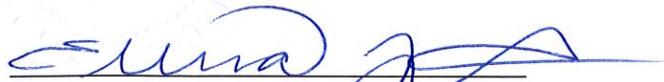
**Brian Mulheren - 10245 Collins Avenue**, questioned if notice was provided on the site, for the Architectural Review Board Hearing for the Consultatio Project sales center, because he didn't see it.

**Andrea Greenblatt – Executive Assistant**, reported that notice was posted a week before the meeting, at the site.

Mr. Smith will follow up.

**9. ADJOURN:** There being no further business, a motion was offered by Councilman Packer and seconded by Councilman Sanz to adjourn. The motion carried (4-0) and the meeting was adjourned at 7:39 p.m.

Attest:

  
Ellisa L. Horvath, MMC, Village Clerk

  
Mayor Jean Rosenfield